

MONDAY, APRIL 15, 1991

THIRTY-FIFTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. Tony Coile, Church of God of Prophecy, Lebanon, Tennessee.

Representative Joe Bell led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 92

Representatives present were: Allen, Anderson, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Shelby), Venable, Walley, West, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Tullos; due to personal business.

PRESENT IN CHAMBER

Representative(s) Ridgeway, Clark, R. Jones, B. Turner was/were recorded as being present in the Chamber.

CONSENT CALENDAR

House Bill No. 0684 -- Health -- Revises membership of emergency medical services board. Amends TCA 68-39-503.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

On motion, House Bill No. 684 was made to conform with Senate Bill No. 754.

On motion, **Senate Bill No. 754**, on same subject, was substituted for House Bill No. 684.

House Bill No. 0933 -- Police -- Prohibits on-duty political activity by law enforcement officer; prohibits restrictions on such activity when off-duty. Amends TCA, Title 38, Ch. 8, Pt. 3.

On motion, House Bill No. 933 was made to conform with Senate Bill No. 860.

On motion, **Senate Bill No. 860**, on same subject, was substituted for House Bill No. 933.

House Bill No. 1535 -- Utilities, Utility Districts -- Permits electric utility companies in Hancock County to erect antenna on lookout towers. Amends TCA, Title 11.

On motion, House Bill No. 1535 was made to conform with Senate Bill No. 1530.

On motion, **Senate Bill No. 1530**, on same subject, was substituted for House Bill No. 1535.

***House Bill No. 0041** -- Sunset Laws -- Deletes duplicate reference to Tennessee state veterans' home board. Amends TCA, Title 4, Ch. 29; Title 58, Ch. 7.

***House Bill No. 0162** -- Sunset Laws -- Terminates Ladies' Hermitage Association, board of trustees. Amends TCA, Title 4, Ch. 29.

***House Bill No. 0232** -- Administrative Procedure -- Revises information to be provided to government operations committees by agencies filing rules and regulations. Amends TCA, Title 4, Ch. 5.

***House Bill No. 0253** -- Sunset Laws -- Adds board of certification for professional counselors, and marital and family therapists to sunset review. Amends TCA, Title 4, Ch. 29; Title 63, Ch. 2.

House Bill No. 0910 -- Sunset Laws -- Extends termination date of public health council. Amends TCA, Title 4, Ch. 29; Title 68, Ch. 1.

On motion, House Bill No. 910 was made to conform with Senate Bill No. 989.

On motion, **Senate Bill No. 989**, on same subject, was substituted for House Bill No. 910.

***House Bill No. 1181** -- Sunset Laws -- Extends termination date of local education insurance committee. Amends TCA, Title 3, Ch. 9;

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Title 4, Ch. 29; Title 8, Ch. 27; Title 9, Ch. 8.

***House Joint Resolution No. 0082** -- Highway Signs -- Ralph Yelton Bridge, Fall Creek Road in Sullivan County.

***House Bill No. 0940** -- Culture -- Decreases period for determination of abandoned cultural property. Amends TCA 66-29-202.

On motion, House Bill No. 940 was made to conform with Senate Bill No. 1301.

On motion, **Senate Bill No. 1301**, on same subject, was substituted for House Bill No. 940.

***House Bill No. 0555** -- Education, Higher -- Changes name of Tennessee Council of Private Colleges to Tennessee Independent Colleges and Universities. Amends TCA 49-4-202.

On motion, House Bill No. 555 was made to conform with Senate Bill No. 1110.

On motion, **Senate Bill No. 1110**, on same subject, was substituted for House Bill No. 555.

***House Bill No. 0058** -- Highway Signs -- Nashville School of Law, I-65. Amends TCA, Title 54, Ch. 5, Pt. 7.

On motion, House Bill No. 58 was made to conform with Senate Bill No. 96.

On motion, **Senate Bill No. 96**, on same subject, was substituted for House Bill No. 58.

House Resolution No. 0051 -- Memorials, Sports -- Middleton High School boys' basketball team.

House Resolution No. 0052 -- Memorials, Public Service -- Edgehill Youth Work Program.

House Resolution No. 0053 -- Memorials, Interns -- Megan McTiernan.

House Joint Resolution No. 0241 -- Memorials, Sports -- Meigs High School girls' basketball team.

House Joint Resolution No. 0244 -- Memorials, Interns -- Dara Beazley.

House Joint Resolution No. 0250 -- Memorials, Retirement -- Joyce Presley.

House Joint Resolution No. 0251 -- Memorials, Professional and Business Achievement -- Johnnie Myers.

House Bill No. 1549 -- Oliver Springs -- Changes qualifications

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

and terms of certain officers. Amends Chapter 247, Acts of 1905, as amended.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills on the Clerk's desk be conformed and substituted for the appropriate House Bill, that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 1137 -- Garnishments and Executions -- Codifies form for garnishment calculation. Amends TCA, Title 26, Ch. 2.

On motion, House Bill No. 1137 was made to conform with Senate Bill No. 633.

On motion, **Senate Bill No. 633**, on same subject, was substituted for House Bill No. 1137.

Rep. Herron moved that **Senate Bill No. 633** be passed on third and final consideration.

Rep. Buck moved that Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Herron moved to amend as follows:

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Amendment No. 2

AMEND Senate Bill No. 633 by deleting subsection (c) of Section 1 in its entirety and by redesignating subsequent subsections accordingly.

AND FURTHER AMEND by deleting the date "July 1, 1991" in Section 2, and by substituting instead the date "January 1, 1992".

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Herron moved that **Senate Bill No. 633**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

House Bill No. 0946 -- Insurance Companies, Agents, Brokers -- Requires thirty day notice for premium increase to customer paying by bank draft or preauthorized check. Amends TCA, Title 56.

Rep. Moore moved that House Bill No. 946 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill,

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Hillis, Holcomb, Holt, Hubbard, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

House Bill No. 0546 -- Highway Signs -- Increases percentage of contracts which must go to disadvantaged businesses under specific service sign law. Amends TCA, Title 12; Title 54, Ch. 5.

Rep. Buck moved that House Bill No. 546 be reset to the Calendar for Thursday, April 18, 1991, which motion prevailed.

House Bill No. 1028 -- Bail, Bail Bonds -- Clarifies duration of bail bond in criminal case. Amends TCA, Title 40, Ch. 11.

Rep. Wix moved that House Bill No. 1028 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Liles, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

A motion to reconsider was tabled.

***Senate Bill No. 0268 -- Education --** Revises school attendance laws if a person owns real property located in more than one county. Amends TCA, Title 49, Ch. 6.

Further consideration of Senate Bill No. 268, previously considered on April 4, 1991, at which time it was substituted

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

for House Bill No. 270, Amendments Nos. 2, 3, 4, 5, 6, 7 and 8 were adopted; and on April 11, 1991, at which time Amendment No. 9 was adopted, the motion was made to adopt Amendment No. 10, and the bill was reset to the Calendar for April 15, 1991.

Thereupon, Rep. Collier renewed the motion to adopt Amendment No. 10, previously filed, which motion prevailed.

CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker Pro Tempore.

REGULAR CALENDAR, CONTINUED

Rep. Davidson moved that Amendment No. 11 be withdrawn, which motion prevailed.

Rep. Liles moved to amend as follows:

Amendment No. 12

Amend Senate Bill No. 268 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply in any county having a population of not less than 84,000 nor more than 84,100 according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 12 was adopted.

Rep. Buck moved that Amendment No. 13 be withdrawn, which motion prevailed.

Rep. Wix moved to amend as follows:

Amendment No. 14

Amend Senate Bill No. 268 by deleting from the population table within Section 2 the following figures:

85,725 85,825

On motion, Amendment No. 14 was adopted.

Rep. Anderson moved to amend as follows:

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Amendment No. 15

Amend Senate Bill No. 268 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply in any county having a population of not less than 77,700 nor more than 77,800 according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 15 was adopted.

Rep. Buck moved to amend as follows:

Amendment No. 16

Amend Senate Bill No. 268 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply to any county containing and physically divided by a United States government corps of engineers dam and reservoir project of thirty-four thousand (34,000) acres or more, or to any county that is contiguous to any such county.

On motion, Amendment No. 16 was adopted.

Rep. Copeland moved to amend as follows:

Amendment No. 17

Amend Senate Bill No. 268 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply in any county having a population of not less than 287,700 nor more than 287,800 according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 17 was adopted.

Rep. Rhinehart moved to amend as follows:

Amendment No. 18

Amend Senate Bill No. 268 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Section _____. The provisions of this act shall not apply in counties having a population, according to the 1980 federal census or any subsequent federal census of:

<u>not less than</u>	<u>nor more than</u>
319,625	319,725
58,075	58,175
32,600	32,700
19,500	19,575
41,400	41,500
24,400	24,500
4,700	4,750
31,900	32,000
83,300	83,400
4,500	4,600
28,750	28,800

On motion, Amendment No. 18 was adopted.

Rep. Wix moved the previous question, which motion prevailed.

Thereupon, Rep. Collier moved that **Senate Bill No. 268**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	60
Noes.	18
Present and not voting.	10

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Coffey, Collier, Crain, Curlee, Davis (Gibson), Davis (Knox), Dixon, Duer, Fowlkes, Haley, Halteman, Hargrove, Haun, Head, Herron, Hill, Hillis, Holt, Hubbard, Johnson, Jones U (Shelby), Kernell, Knight, Love, McDaniel, McKee, Moore, Napier, Niceley, Peroulas Draper, Pinion, Pruitt, Purcell, Ridgeway, Rigsby, Rinks, Robinson (Hamilton), Severance, Shirley, Stamps, Tindell, Turner (Shelby), Venable, Walley, West, Whitson, Windle, Winningham, Wix, Mr. Speaker Naifeh -- 60.

Representatives voting no were: Allen, Arriola, Chumney, Cross, Davidson, Ferguson, Gunnels, Harrill, Hassell, Jackson, Joyce, Meyer, Odom, Phillips, Robinson (Washington), Williams (Shelby), Williams (Union), Wood -- 18.

Representatives present and not voting were: Clark, Cole, Givens, Holcomb, Kent, Liles, Nuber, Rhinehart, Robinson (Davidson), Sipes -- 10.

A motion to reconsider was tabled.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from no to aye on Senate Bill No. 268 and have this statement entered in the Journal.

Rep. Micheal Williams

REGULAR CALENDAR, CONTINUED

*House Bill No. 1025 -- Correctional Programs -- Authorizes commissioner to use inmate labor to construct prison facilities. Amends TCA, Title 41.

On motion, House Bill No. 1025 was made to conform with Senate Bill No. 1314.

On motion, Senate Bill No. 1314, on same subject, was substituted for House Bill No. 1025.

Rep. Purcell moved the previous question, which motion prevailed.

Rep. Wix moved that Senate Bill No. 1314 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	88
Noes.	6
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), Dixon, Duer, Ferguson, Fowlkes, Garrett, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Huskey, Jackson, Johnson, Joyce, Kent, Kernell, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 88.

Representatives voting no were: Chumney, Givens, Hubbard, Nuber, Turner (Shelby), Venable -- 6.

Representatives present and not voting were: Jones U (Shelby) -- 1.

A motion to reconsider was tabled.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

House Bill No. 1367 -- Health and Environment, Dept. of -- Authorizes waivers from or new regulations for large swimming pool. Amends TCA, Title 68, Ch. 14.

On motion, House Bill No. 1367 was made to conform with Senate Bill No. 676.

On motion, **Senate Bill No. 676**, on same subject, was substituted for House Bill No. 1367.

Rep. Coffey moved that **Senate Bill No. 676** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

Representatives present and not voting were: Givens -- 1.

A motion to reconsider was tabled.

***House Bill No. 0579** -- Accountants -- Increases educational requirements for granting of CPA certificate. Amends TCA 62-1-108, 111.

On motion, House Bill No. 579 was made to conform with Senate Bill No. 1068.

On motion, **Senate Bill No. 1068**, on same subject, was substituted for House Bill No. 579.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Rep. Sipes moved that **Senate Bill No. 1068** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	88
Noes.	5
Present and not voting.	2

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Wix, Wood -- 88.

Representatives voting no were: Head, Turner (Shelby), Windle, Winningham, Mr. Speaker Naifeh -- 5.

Representatives present and not voting were: Bragg, Johnson -- 2.

A motion to reconsider was tabled.

House Bill No. 1190 -- Teachers -- Establishes sick leave bank for teachers in Greene County. Amends TCA, Title 49, Ch. 5, Pt. 8.

On motion, House Bill No. 1190 was made to conform with Senate Bill No. 1260.

On motion, **Senate Bill No. 1260**, on same subject, was substituted for House Bill No. 1190.

Rep. McDaniel moved that **Senate Bill No. 1260** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby),

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 1395 -- Health -- Enacts "Memphis Plan Act of 1991". Amends TCA, Title 56.

Rep. Chumney moved that House Bill No. 1395 be passed on third and final consideration.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 1395 by deleting Section 4 in its entirety and substituting instead the following new section:

Section 4. A plan which provides health care services to low income individuals on a prepaid basis shall not be deemed to be insurance within the provisions of Tennessee Code Annotated, Section 56-7-101, or a service plan or corporation or health maintenance organization within the provisions of Chapters 27 through 32 of Title 56 of Tennessee Code Annotated, or any other provision of Title 56, provided said plan meets the following conditions:

(a) Eligibility in the plan is limited to persons employed in businesses employing fifty (50) eligible persons or less and persons engaged in domestic service in private households and dependents of such persons, where such persons earn less than one hundred fifty percent (150%) of the federal poverty level and are not covered under any other group insurance arrangement; and

(b) The plan is operated on a not-for-profit basis under the sponsorship of a not-for-profit organization; and

(c) Covered primary care services are provided to enrollees either by providers on staff of the sponsoring organization or by volunteers recruited from a local medical society who have agreed to provide their services for free or for nominal reimbursement; and

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

(d) Payments to outside contractors for marketing, claims administration, and similar services totals no more than ten percent (10%) of the total charges.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Chumney moved that **House Bill No. 1395**, as amended, be passed on third and final consideration.

Rep. Chumney moved that **House Bill No. 1395** be reset to the Calendar for Wednesday, April 17, 1991, which motion prevailed.

House Bill No. 1064 -- Corporations -- Revises corporation law. Amends TCA, Title 48, Chs. 11--27, 51--68.

On motion, **House Bill No. 1064** was made to conform with **Senate Bill No. 460**.

On motion, **Senate Bill No. 460**, on same subject, was substituted for **House Bill No. 1064**.

Rep. Chumney moved that **Senate Bill No. 460** be passed on third and final consideration.

On motion, Rep. Buck withdrew Judiciary Committee Amendment No. 1.

Rep. Chumney moved that **Senate Bill No. 460** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

Representatives voting no were: Haun -- 1.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

A motion to reconsider was tabled.

House Bill No. 1071 -- Fiduciaries -- Clarifies specifications for appointed fiduciary and filing fee. Amends TCA 35-50-107.

On motion, House Bill No. 1071 was made to conform with Senate Bill No. 459.

On motion, **Senate Bill No. 459**, on same subject, was substituted for House Bill No. 1071.

Rep. Chumney moved that **Senate Bill No. 459** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 1296 -- Accountants -- Increases requirements for certification as certified public accountant. Amends TCA, Title 62, Ch. 1, Pt. 1.

On motion, House Bill No. 1296 was made to conform with Senate Bill No. 1459.

On motion, **Senate Bill No. 1459**, on same subject, was substituted for House Bill No. 1296.

Rep. Sipes moved that **Senate Bill No. 1459** be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Amendment No. 1

Amend Senate Bill No. 1459 by deleting Section 1 of the bill in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 62-1-108(a)(2)(A) is amended by inserting, between the words "a certified public accountant with a permit to practice" and "or three (3) years of other accounting experience satisfactory to the board" the following words:

including experience in the office of the Comptroller of the Treasury of the State of Tennessee

so that subsection 62-1-108(a)(2)(A) reads as follows:

Such certificate shall not entitle the applicant to engage in the practice of public accountancy until the applicant has been issued a permit to practice, a prerequisite for which shall be at least two (2) years of experience in public accounting under supervision of a certified public accountant with a permit to practice, including experience in the office of the Comptroller of the Treasury of the State of Tennessee, or three (3) years of other accounting experience satisfactory to the board. A master's degree in business administration with a major in accounting may be deemed equivalent to one (1) year of the required experience.

On motion, Amendment No. 1 was adopted.

Rep. Rhinehart moved that Commerce Committee Amendment No. 2 be withdrawn, which motion prevailed.

Thereupon, Rep. Sipes moved that **Senate Bill No. 1459**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	1
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton),

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

Representatives voting no were: Turner (Shelby) -- 1.

Representatives present and not voting were: Johnson -- 1.

A motion to reconsider was tabled.

House Bill No. 0855 -- Divorce and Annulment -- Allows divorce to be granted on grounds of irreconcilable differences under certain circumstances even if contested. Amends TCA 36-4-103.

Rep. Chumney moved that House Bill No. 855 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	75
Noes.	16
Present and not voting.	3

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bittle, Bivens, Bragg, Buck, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Fowlkes, Garrett, Givens, Gunnels, Haley, Hargrove, Hassell, Head, Hill, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McDaniel, Moore, Napier, Niceley, Peroulas Draper, Pinion, Pruitt, Purcell, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Tindell, Turner (Hamilton), Turner (Shelby), Venable, West, Whitson, Williams (Shelby), Williams (Union), Winningham, Wix, Mr. Speaker Naifeh -- 75.

Representatives voting no were: Byrd, Copeland, Curlee, Ferguson, Halteman, Harrill, Haun, Hillis, McAfee, Meyer, Nuber, Phillips, Stamps, Walley, Windle, Wood -- 16.

Representatives present and not voting were: Holcomb, McKee, Rhinehart -- 3.

A motion to reconsider was tabled.

House Bill No. 1072 -- Guardianship -- Revises certain provisions relative to guardians, their bonds and disposition of minor's funds. Amends TCA 34-1-102, 106, 34-2-106.

On motion, House Bill No. 1072 was made to conform with Senate Bill No. 33.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

On motion, **Senate Bill No. 33**, on same subject, was substituted for House Bill No. 1072.

Rep. Chumney moved that **Senate Bill No. 33** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	90
Noes.	4
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Head, Hill, Hillis, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Liles, Love, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 90.

Representatives voting no were: Allen, Callicott, Haun, Robinson (Washington) -- 4.

Representatives present and not voting were: Holcomb -- 1.

A motion to reconsider was tabled.

House Bill No. 1069 -- Partnerships -- Increases time allowed between creation and registration for limited partnership. Amends TCA, Title 61, Ch. 2.

On motion, House Bill No. 1069 was made to conform with Senate Bill No. 465.

On motion, **Senate Bill No. 465**, on same subject, was substituted for House Bill No. 1069.

Rep. Chumney moved that **Senate Bill No. 465** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	5

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee,

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Garrett, Givens, Gunnels, Halteman, Hargrove, Harrill, Hassell, Haun, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

Representatives voting no were: Callicott, Fowlkes, Haley, Head, McKee -- 5.

A motion to reconsider was tabled.

House Bill No. 1487 -- Sexual Offenses -- Enacts "Rape Victims' Rights Act".

Rep. Chumney moved that House Bill No. 1487 be reset one week to the Calendar for Monday, April 22, 1991, which motion prevailed.

House Bill No. 1166 -- Purchasing -- Authorizes cities to increase threshold requirement for competitive bidding. Amends TCA 6-56-306.

Rep. Anderson moved that House Bill No. 1166 be reset to the Calendar for Thursday, April 18, 1991, which motion prevailed.

House Bill No. 0776 -- Children -- Requires testing of newborn for certain diseases. Amends TCA 68-5-401.

Rep. Knight moved that House Bill No. 776 be passed on third and final consideration.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 776 by deleting Section 1 in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 68-5-401, is amended by adding the word "galactosemia" between the word "hypothyroidism" and the words "or other metabolic/genetic defects".

On motion, Amendment No. 1 was adopted.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Rep. Knight moved adoption of Amendment No. 2 as follows:

Amendment No. 2

Amend House Bill No. 776 by adding the following new paragraph to Section 1:

Tennessee Code Annotated, Section 68-5-401, is further amended by adding the following new language at the end of the section:

If the department levies a fee or charge for the cost of testing, it shall use the same billing and collection methods normally used by independent private laboratories.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Knight moved that **House Bill No. 776**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***Senate Bill No. 0190 -- Election Laws --** Removes right of certain elderly or handicapped persons to vote at election commission office on election day; expands absentee voting for such persons. Amends TCA, Title 2, Chs. 3, 6.

Further consideration of Senate Bill No. 190, previously considered on April 11, 1991, at which time it was substituted for House Bill No. 736 and reset to the Calendar for April 15, 1991.

Thereupon, Rep. Chiles moved that **Senate Bill No. 190**, be passed

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

Representatives voting no were: Phillips -- 1.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE MESSAGE

MOTION TO RECONSIDER

Rep. King moved to lift from the table the motion to reconsider Senate Bill No. 347, which motion prevailed.

***Senate Bill No. 0347 -- Sunset Laws --** Extends termination date of public livestock market board. Amends TCA, Title 4, Ch. 29; Title 44, Ch. 12.

Rep. King moved to reconsider action in passing Senate Bill No. 347, which motion prevailed.

On motion, the House reconsidered its action in adopting Amendment No. 1. On motion, Amendment No. 1 was withdrawn.

Rep. King moved that Senate Bill No. 347 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	80
Noes.	16
Present and not voting.	1

Representatives voting aye were: Armstrong, Arriola, Bell, Bittle, Bivens, Buck, Byrd, Chumney, Clark, Cole, Collier, Copeland,

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Ferguson, Fowlkes, Garrett, Givens, Haley, Halteman, Hargrove, Hassell, Herron, Hillis, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Sipes, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 80.

Representatives voting no were: Allen, Anderson, Bragg, Callicott, Chiles, Coffey, Duer, Gunnels, Harrill, Haun, Head, Hill, Liles, Robinson (Washington), Stamps, Williams (Union) -- 16.

Representatives present and not voting were: Holcomb -- 1.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to **Rule No. 59**, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Wednesday, April 17, 1991:

House Joint Resolution No. 86: Rep. Allen.

House Bill No. 647: Rep. Rhinehart.

House Bill No. 1279: Rep. Davis (Knox).

MOTION TO RECONSIDER

Rep. Ridgeway moved to lift from the table the motion to reconsider House Joint Resolution No. 225, which motion prevailed.

House Joint Resolution No. 0225 -- Memorials, Death -- Danny Thomas. by *Naifeh, *Ridgeway.

Rep. Ridgeway moved to reconsider our action in adopting House Joint Resolution No. 225, which motion prevailed.

Rep. Ridgeway moved that House Joint Resolution No. 225 be adopted, with all members voting aye added as sponsors be adopted, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong,

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Phillips moved to suspend Rule No. 49 (the 48-hour rule), so that Calendar and Rules may place additional bills on Wednesday's and Thursday's floor calendar, which motion prevailed.

RULES SUSPENDED

Rep. Phillips moved to suspend Rule No. 71 (amendment distribution rule) so that all amendments for Wednesday's and Thursday's Calendars, placed on the member's desks will be considered timely placed.

RULES SUSPENDED

Rep. Odom moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 262 out of order, which motion prevailed.

House Joint Resolution No. 0262 -- Memorials, Congratulations -- Gower Elementary School, 3,000,000 Minute Reading Program. by *Odom.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Odom, the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

House Bill No. 53: Rep(s). Herron as prime sponsor(s).

House Bill No. 1055: Rep(s). Joyce as prime sponsor(s).

House Bill No. 1407: Rep(s). Walley as prime sponsor(s).

House Bill No. 1442: Rep(s). McKee as prime sponsor(s).

House Bill No. 1487: Rep(s). Givens and Herron as prime sponsor(s).

REQUESTS TO BE ADDED AS SPONSORS

The following members requested to add their names as sponsors as indicated below, the prime sponsor having agreed to such addition. Sponsorship was not granted since request was made after passage of said bill.

House Bill No. 553: Rep(s). Herron.

INTRODUCTION OF RESOLUTIONS

On motion, the resolution(s) listed was/were introduced and referred as noted:

House Resolution No. 0054 -- Memorials, Recognition and Thanks -- Very Special Art Festival in Memphis. by *Turner L, *Jones U.

Referred by the Speaker to the Calendar and Rules Committee.

***House Joint Resolution No. 0238** -- General Assembly, Confirmation of Appointment -- William L. Hatfield, Wildlife Resources Commission. by *Purcell, *Hillis, *Odom.

Referred by the Speaker to the Conservation and Environment Committee.

***House Joint Resolution No. 0239** -- General Assembly, Confirmation of Appointment -- Harold Gibson, Wildlife Resources Commission. by *Purcell, *Hillis, *Odom.

Referred by the Speaker to the Conservation and Environment Committee.

***House Joint Resolution No. 0240** -- General Assembly, Confirmation of Appointment -- Ray Bell, Wildlife Resources Commission. by *Purcell, *Hillis, *Odom.

Referred by the Speaker to the Conservation and Environment Committee.

***House Joint Resolution No. 0242** -- General Assembly, Confirmation of Appointment -- Ronald P. Butterfield, State

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Certification Commission. by *Purcell, *Davidson.

Referred by the Speaker to the Education Committee.

***House Joint Resolution No. 0243** -- General Assembly, Confirmation of Appointment -- William R. Willis, State Certification Commission. by *Purcell, *Davidson.

Referred by the Speaker to the Education Committee.

***House Joint Resolution No. 0245** -- General Assembly, Confirmation of Appointment -- Arthur S. Hamman, State Forestry Commission. by *Purcell, *Hillis, *Davis R E.

Referred by the Speaker to the Agriculture Committee.

***House Joint Resolution No. 0246** -- General Assembly, Confirmation of Appointment -- John Mark Hayes, State Forestry Commission. by *Purcell, *Hillis, *Davis R E.

Referred by the Speaker to the Agriculture Committee.

***House Joint Resolution No. 0247** -- General Assembly, Confirmation of Appointment -- Howard E. Bond, Registry of Election Finance. by *Purcell, *Love, *Kisber.

Referred by the Speaker to the State and Local Government Committee.

***House Joint Resolution No. 0248** -- General Assembly, Confirmation of Appointment -- Carole S. Bucy, Registry of Election Finance. by *Purcell, *Love, *Kisber.

Referred by the Speaker to the State and Local Government Committee.

***House Joint Resolution No. 0249** -- General Assembly, Confirmation of Appointment -- Jamye Coleman Williams, Registry of Election Finance. by *Purcell, *Love, *Kisber.

Referred by the Speaker to the State and Local Government Committee.

***House Joint Resolution No. 0252** -- General Assembly, Studies -- Creates special joint committee to evaluation public service commission. by *Kisber, *Bivens, *Kent, *Bragg, *Peroulas Draper, *Chiles, *Duer, *Byrd.

Referred by the Speaker to the Calendar and Rules Committee.

***House Joint Resolution No. 0253** -- General Assembly, Studies -- Creates committee to study nursing homes. by *Stamps, *Chumney.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0254 -- Naming and Designating -- Mrs. Tennessee U.S.A. Week, May 12 -- May 18, 1991. by *Jackson.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Referred by the Speaker to the State and Local Government Committee.

House Joint Resolution No. 0255 -- Memorials, Death -- Arnold Lester Brown. by *Hargrove.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0256 -- General Assembly, Statement of Intent or Position -- Urges increased support for veterans of Persian Gulf War. by *Hillis.

Referred by the Speaker to the State and Local Government Committee.

House Joint Resolution No. 0257 -- Memorials, Recognition and Thanks -- Nancy Bowdle. by *Bivens.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0258 -- Memorials, Retirement -- Gabrielle M. Hubert. by *Napier.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0259 -- Memorials, Death -- Odis Crawford. by *Anderson.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0261 -- Memorials, Sports -- Henry County High School girls' basketball team. by *Ridgeway.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0263 -- Memorials, Personal Achievement -- Lynn Stevenson, Southeastern Conference Academic Honor Roll. by *Fowlkes.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0264 -- Memorials, Sports -- Bill Pack, National High School Sports Hall of Fame. by *Curlee.

Referred by the Speaker to the Calendar and Rules Committee.

RULES SUSPENDED

Rep. Purcell moved to suspend **Rule No. 81(1)**, relative to the time for placing bills on notice in Committee, so that House Joint Resolution(s) No(s). 238, 239 and 240 can be heard by the Conservation and Environment Committee on Wednesday, April 17, 1991, which motion prevailed.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)

On motion, the resolutions listed were referred as noted:

Senate Joint Resolution No. 0170 -- Memorials, Death -- Hammond Fowler, Jr.

Referred by the Speaker to the Calendar and Rules Committee.

Senate Joint Resolution No. 0171 -- Memorials, Sports -- Cumberland High School boys' basketball team.

Referred by the Speaker to the Calendar and Rules Committee.

Senate Joint Resolution No. 0172 -- Memorials, Sports -- Cumberland High School girls' basketball team.

Referred by the Speaker to the Calendar and Rules Committee.

RESOLUTIONS LYING OVER

*House Joint Resolution No. 0014 -- Constitutional Amendments -- Repeals lottery prohibition.

Rep. Hubbard moved passage on third reading of House Joint Resolution No. 14. Having been read by the Clerk as proscribed, the motion prevailed by the following vote:

Ayes.	77
Noes.	19

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Buck, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Hassell, Haun, Head, Herron, Hill, Holcomb, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, McKee, Moore, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Rigsby, Rinks, Robinson (Washington), Severance, Shirley, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 77.

Representatives voting no were: Bragg, Byrd, Curlee, Garrett, Harrill, Hillis, Holt, Joyce, Knight, Liles, McAfee, Meyer, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Sipes, Walley, Wood -- 19.

A motion to reconsider was tabled.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 1563** -- Coon Dog Laws -- Permits training of coon dogs year round in Obion County. Amends TCA 70-4-122. by *Pinion.

Passed first consideration.

House Bill No. 1567 -- Courts, General Sessions -- Expands jurisdiction of general sessions court to include probate and mental health commitments in Fayette County. Amends TCA 16-15-5004. by *Naifeh, *Walley.

Passed first consideration.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk as noted:

***Senate Bill No. 0461** -- Railroads -- Removes requirement that railroad equipment sales contracts be registered with secretary of state. Amends TCA 65-10-111. (HB 1065).

Held pending third consideration of companion House Bill.

***Senate Bill No. 0724** -- Fiduciaries -- Allows banks and trust companies to invest assets in certain investment companies or trusts with no conflict of interest. Amends TCA 35-3-117. (HB 1389).

Held pending third consideration of companion House Bill.

***Senate Bill No. 1011** -- Contractors -- Revises criminal penalties for contracting without license. Amends TCA 62-6-119, 120. (HB 0839).

Held pending third consideration of companion House Bill.

***Senate Bill No. 1214** -- Radio and Television -- Provides immunity for boards of directors of public radio and television stations. Amends TCA 48-58-601. (HB 1393).

Held pending third consideration of companion House Bill.

Senate Bill No. 1307 -- Physicians and Surgeons -- Grants reciprocity to practice medicine to certain distinguished faculty members. Amends TCA 63-6-211. (*HB 1041).

Held pending third consideration of companion House Bill.

***Senate Bill No. 1336** -- County Officers -- Permits adding

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

employees of certain detention center under classified services. Amends TCA, Title 8, Ch. 8, Pt. 4. (HB 1357).

Held pending third consideration of companion House Bill.

***Senate Bill No. 1355** -- Education -- Directs state board of education to consider developing miniature diploma act. Amends TCA, Title 49. (HB 1485).

Held pending third consideration of companion House Bill.

***Senate Bill No. 1401** -- Development Districts -- Prohibits votes by proxy for members. Amends TCA 13-14-107. (HB 1305).

Held pending third consideration of companion House Bill.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred to committee or held on the Clerk's desk as noted:

House Bill No. 1578 -- Tipton County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1579 -- Benton County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

April 15, 1991

MR. SPEAKER: The officers of your Calendar and Rules Committee report that we have set the following bill(s) and/or resolution(s) on the **Consent Calendar for Wednesday, April 17, 1991**: House Resolution(s) No(s). 54; House Joint Resolution(s) No(s). 255, 257, 258, 259, 261, 263 and 264; also, Senate Joint Resolution(s) No(s). 170, 171 and 172.

PHILLIPS, Chair.

SIGNED

April 15, 1991

The Speaker announced that he had signed the following: House Bill(s) No(s). 103, 479, 531, 618, 658, 1205, 1328, 1375, 1545, 1546, 1551, 1553, 1556, 1566 and 1569; House Joint Resolution(s) No(s). 49, 187, 188, 189, 192, 193, 197, 198, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217,

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

218, 219, 220, 221, 222, 223 and 224; also, House Resolution(s) No(s). 46, 47, 48 and 49.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
April 15, 1991**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 103, 479, 531, 618, 658, 1205, 1328, 1375, 1545, 1546, 1551, 1553, 1556, 1566 and 1569; also, House Joint Resolution(s) No(s). 49, 187, 188, 189, 192, 193, 197, 198, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223 and 224; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**MESSAGE FROM THE SENATE
April 15, 1991**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 130, 451, 543, 544, 841, 879 and 1372; also, Senate Joint Resolution(s) No(s). 167, 169 and 186; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**ENGROSSED BILLS
April 15, 1991**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 41, 162, 232, 253, 946, 1028, 1181 and 1549; also, House Joint Resolution(s) No(s). 82, 241, 244, 250 and 251; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**ENGROSSED BILLS
April 15, 1991**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s).

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

262; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
April 15, 1991**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 180; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution No. 0180 -- Naming and Designating -- National Crime Victims' Rights Week. by *Gilbert, Jordan, McKnight.

**ENGROSSED BILLS
April 15, 1991**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 776 and 855; also, House Joint Resolution(s) No(s). 14; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
April 15, 1991**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 109, 194, 196, 199 and 200; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**MESSAGE FROM THE SENATE
April 15, 1991**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 402, 747, 903, 1360 and 1561; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE

April 15, 1991

MR SPEAKER: I am directed to return to the House, House Bill(s) No(s). 332; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

April 15, 1991

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s). 225; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

April 15, 1991

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 130, 451, 543, 544, 841, 879 and 1372; also, Senate Joint Resolution(s) No(s). 167, 169 and 186.

MESSAGE FROM THE SENATE

April 15, 1991

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 77, 443, 602, 637, 644, 1055 and 1569; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 0077 -- Salaries and Benefits -- Increases fines for violation of certain wage regulations; permits department to inspect employer's records during certain hours. Amends TCA 50-2-103. by *Hicks.

***Senate Bill No. 0443** -- Banks and Financial Institutions -- Expands scope of Reciprocal Banking Act by authorizing trust department acquisitions in certain circumstances. Amends TCA 45-12-103. by *Haynes.

***Senate Bill No. 0602** -- Medical Occupations -- Revises physical therapy provisions of Occupational and Physical Therapy Practice Act. Amends TCA, Title 63, Ch. 13, Pts. 1, 3. by *Crutchfield, McKnight.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

***Senate Bill No. 0637** -- Penal and Reformatory Institutions -- Requires yearly inspection on certain correctional institutions holding prisoners of any Tennessee jurisdiction. Amends TCA 41-4-140. by *Crutchfield.

***Senate Bill No. 0644** -- General Assembly -- Prohibits members from being lobbyists. Amends TCA, Title 3. by *Cohen.

***Senate Bill No. 1055** -- Surplus Property -- Allows certain entities to retain profit from resale of surplus property under certain circumstances. Amends TCA, Title 12, Ch. 2, Pt. 4. by *Hamilton.

Senate Bill No. 1569 -- South Fulton -- Enacts hotel/motel tax. by *Hamilton.

**MESSAGE FROM THE SENATE
April 15, 1991**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 232 and 262; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**MESSAGE FROM THE SENATE
April 15, 1991**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 151, 178, 181, 183, 184, 185 and 193; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Joint Resolution No. 0151** -- Naming and Designating -- James W. Blackburn National Guard Armory, Cleveland. by *Patten.

Senate Joint Resolution No. 0178 -- Memorials, Retirement -- Dr. John Crothers. by *Cooper, McKnight, Henry.

Senate Joint Resolution No. 0181 -- Memorials, Public Service -- Burton Callicott. by *Cohen.

Senate Joint Resolution No. 0183 -- Memorials, Sports -- Denmark West High School boys' basketball team. by *McKnight.

Senate Joint Resolution No. 0184 -- Memorials, Sports -- Gibson County High School girls' basketball team. by *McKnight.

Senate Joint Resolution No. 0185 -- Memorials, Sports -- Bradford High School girls' basketball team. by *McKnight.

MONDAY, APRIL 15, 1991 -- THIRTY-FIFTH LEGISLATIVE DAY

Senate Joint Resolution No. 0193 -- Memorials, Interns --
Patrick Lynn Perry. by *Davis E.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

On motion of Rep. Purcell, the House recessed until 2:00 p.m.,
Wednesday, April 17, 1991.